IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

Bail Appl..No. 732 of 2007()

CRIME NO. 517/06 OF PUNALUR POLICE STATION

PETITIONER/ACCUSED:

PRASAD, S/O.SREEDHARAN,
AGED 32 YEARS, CHARUVILA PUTHAN VEEDU,
KOMALAMKUNNU, PUNALUR, KOLLAM.

BY ADV. SRI.R.ARUN RAJ

RESPONDENTS: COMPLAINANT:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 732 of 2007

DATED: 12th February, 2007

O R D E R

Petitioner who is the Ist accused in Crime No. 517 of 2006 of Punalur Police Station for offences punishable under Sections 143, 147, 148, 447, 323, 324 and 308 read with Sec. 149 I.P.C. and and to which Sec. 326 I.P.C. since been added, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The occurrence took place in the night of 27-8-2006 at about 7.45 p.m. during which the de facto complainant who is the maternal uncle of the petitioner was attacked with iron rod and sword etc. and he has sustained injuries including fracture to his wrist.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With the above observation this application is dismissed.

V.RAMKUMAR, JUDGE.

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